

## **LOCAL LAWS INTRODUCED**

### **LOCAL LAW C - 2016**

**A LOCAL LAW AMENDING LOCAL LAW J-2015  
ENTITLED: “A LOCAL LAW AMENDING ARTICLE I  
(REMOVAL OF GARBAGE) OF CHAPTER 313 (SOLID  
WASTE) OF THE CODE OF THE CITY OF ALBANY  
REGARDING CURBSIDE COLLECTION AND MATTERS  
RELATING THERETO”, AS ADOPTED BY THE  
COMMON COUNCIL ON JANUARY 4, 2016, IN  
RELATION TO CHANGING RECYCLING  
REQUIREMENTS AND MANDATORY INFORMATION  
SHARING**

### **LOCAL LAW D - 2016**

**A LOCAL LAW AMENDING PART 24 (DEPARTMENT OF  
DEVELOPMENT AND PLANNING) OF CHAPTER 42  
(DEPARTMENTS AND COMMISSIONS) OF THE CODE  
OF THE CITY OF ALBANY IN RELATION TO  
AFFORDABLE HOUSING IMPACT STATEMENTS**

## **RESOLUTIONS INTRODUCED**

- 25.32.16R      RESOULTION OF THE COMMON COUNCIL APPOINTING BRENDA ROBINSON AS A MEMBER OF THE COMMISSION ON HUMAN RIGHTS**
- 26.32.16R      A RESOLUTION OF THE COMMON COUNCIL ADOPTING THE NEW YORK STATE UNIFIED SOLAR PERMIT**

**Council Member O'Brien introduced the following:**

**LOCAL LAW C - 2016**

**A LOCAL LAW AMENDING LOCAL LAW J-2015 ENTITLED: "A LOCAL LAW AMENDING ARTICLE I (REMOVAL OF GARBAGE) OF CHAPTER 313 (SOLID WASTE) OF THE CODE OF THE CITY OF ALBANY REGARDING CURBSIDE COLLECTION AND MATTERS RELATING THERETO", AS ADOPTED BY THE COMMON COUNCIL ON JANUARY 4, 2016, IN RELATION TO CHANGING RECYCYLING REQUIREMENTS AND MANDATORY INFORMATION SHARING**

**BE IT ENACTED by the Common Council of the City of Albany as follows:**

**Section 1. Section 2 of Local Law J-2015 (As amended), passed by the City of Albany Common Council on January 4, 2016 is hereby amended to read as follows:**

Section 313-3. Scope.

A. Such program shall provide weekly curbside collection and removal of garbage and trash. This service will be available to residential dwellings of fewer than five units. Dwellings containing more than four shall, for the purposes of this article, be considered multiple dwellings which, together with commercial or office buildings and/or dwellings where one or more units are used for commercial or office purposes, shall not be served hereunder.

1. All residential units whether single family or multiple unit, shall be required to separate recyclable materials into recyclable bins before pickup.

I. The Mayor as part of the budget process shall propose the fees charged by the city for curbside waste collection annually. A schedule of the annual collection fees shall be approved by the Common Council by resolution and maintained on file in the Commissioner's office and in the Office of City Clerk. The Mayor shall provide to the Council by August 31<sup>st</sup> of each year, all information which may be relevant to the setting of any waste collection fees for the following budget year. This shall include, but not be limited to, revenues from previously established curbside waste collection programs, any data from pilot waste collections programs as well as revenue projections for any proposed waste collection programs. Fees assessed for curbside collection services provided by the City shall not exceed the full cost of providing said service. Any surplus of funds in any year shall be carried over to the following year and shall be used solely to fund curbside collection services by the City.

**Section 2. Except as herein amended the provisions of Chapter 313 are hereby ratified, continued and approved.**

**Section 3. This local law shall take effect upon final passage, public hearing and filing with the Secretary of State.**

**TO:** Nala Woodard, City Clerk

**FROM:** Michael O'Brien, Council Member

**RE:** Request for Common Council Legislation  
Supporting Memorandum

**DATE:** March 9, 2016

**LOCAL LAW C - 2016**

**TITLE:** A LOCAL LAW AMENDING LOCAL LAW J-2015 ENTITLED: "A LOCAL LAW AMENDING ARTICLE I (REMOVAL OF GARBAGE) OF CHAPTER 313 (SOLID WASTE) OF THE CODE OF THE CITY OF ALBANY REGARDING CURBSIDE COLLECTION AND MATTERS RELATING THERETO", AS ADOPTED BY THE COMMON COUNCIL ON JANUARY 4, 2016, IN RELATION TO CHANGING RECYCLING REQUIREMENTS AND MANDATORY INFORMATION SHARING

**GENERAL PURPOSE OF LEGISLATION:** To provide further clarifying amendments to the recently adopted Local Law J of 2015.

**NECESSITY FOR LEGISLATION AND ANY CHANGE TO EXISTING LAW:** These amendments clarify that all residents of the City separate recycling and further requires the Mayor to share information with the Council prior to the Council approving further trash fees.

**FISCAL IMPACT:** None.

**Council Member Kimbrough introduced the following:**

**LOCAL LAW D - 2016**

**A LOCAL LAW AMENDING PART 24 (DEPARTMENT OF DEVELOPMENT AND PLANNING) OF CHAPTER 42 (DEPARTMENTS AND COMMISSIONS) OF THE CODE OF THE CITY OF ALBANY IN RELATION TO AFFORDABLE HOUSING IMPACT STATEMENTS**

**BE IT ENACTED by the Common Council of the City of Albany as follows:**

**Section 1. Section 42-286 (C) of Chapter 42 of the Code of the City of Albany is hereby amended to read as follows:**

**Section 42-286. Departmental scope, powers and duties.**

C. Housing and community development: to plan, undertake and direct the City's efforts in providing affordable rental accommodations and home ownership opportunities for its residents by encouraging the growth and revitalization of the City's housing stock; to supervise and/or coordinate the City's participation in programs, activities and ventures designed to construct new housing accommodations, rehabilitate existing residential structures or convert other structures to residential use to better meet the needs of affordable housing; to plan and undertake other activities designed to contribute to an enhanced quality of life and long-term stability for the City's neighborhoods, including activities which provide additional opportunities for employment and business development to the residents of those neighborhoods; and to coordinate the other City agencies as such actions relate to the provision of housing in and development of the City's neighborhoods.

- (1) Prior to introduction or passage of legislation by the Common Council that impacts the affordable housing stock of the City of Albany, including but not limited to: zoning, site plan, special use permit amendments, amendments to the comprehensive plan, application or acceptance of public and private grants, abandoned and blighted property legislation, changes to permit fees or other fees that affect rental units, and changes to demolition policies, the Department shall prepare an affordable housing impact statement. The affordable housing impact statement shall include a quantitative analysis of the numbers of housing units impacted at certain levels of affordability over a thirty year period following enactment of the legislation, and a narrative section to provide an explanation of the analyses that led to the estimates. The qualitative analysis shall include the number of housing units potentially added or decreased at varying levels of median income.
- (2) The Department shall provide a yearly report to the Common Council on the number of housing units created during the year and the preceding ten years, whether the units are occupied and whether the rents are affordable.

**Section 2. This local law shall take effect upon final passage, public hearing and filing with the Secretary of State.**

**TO:** Nala Woodard, City Clerk

**FROM:** Kelly Kimbrough, Council Member

**RE:** Request for Common Council Legislation  
Supporting Memorandum

**DATE:** March 9, 2016

**LOCAL LAW**

**TITLE:** A LOCAL LAW AMENDING PART 24 (DEPARTMENT OF DEVELOPMENT AND PLANNING) OF CHAPTER 42 (DEPARTMENTS AND COMMISSIONS) OF THE CODE OF THE CITY OF ALBANY IN RELATION TO AFFORDABLE HOUSING IMPACT STATEMENTS

**GENERAL PURPOSE OF LEGISLATION:** This local law establishes a process for the Common Council to consider the effect of development on affordable housing.

**NECESSITY FOR LEGISLATION AND ANY CHANGE TO EXISTING LAW:** The cost of housing has become burdensome for many City of Albany residents, with residents spending the majority of their paychecks on housing. The Common Council is asked to make decisions on legislation that impact development in the City without being fully aware of how those decisions will affect affordable housing. This legislation will provide a process to track the impact of legislation and development to empower the Council to make better decisions and the Department to consider affordable housing issues on a more global scale.

**FISCAL IMPACT:** None.

**Council Member Fahey introduced the following:**

**Resolution Number 25.32.16R**

**RESOLUTION OF THE COMMON COUNCIL APPOINTING BRENDA ROBINSON AS A MEMBER OF THE COMMISSION ON HUMAN RIGHTS**

**WHEREAS**, the Common Council of the City of Albany, pursuant to the Section 42-362 of Chapter 42 of the Code of the City of Albany, appoints Brenda Robinson as a member of the Commission on Human Rights.

**NOW, THEREFORE, BE IT RESOLVED**, that Brenda Robinson is hereby appointed as a member of the City of Albany Commission on Human Rights for an unexpired term ending on August 21, 2018.



**Council Member** introduced the following:

**Resolution Number 26.32.16R**

**A RESOLUTION OF THE COMMON COUNCIL ADOPTING THE NEW YORK STATE UNIFIED SOLAR PERMIT**

**WHEREAS**, New York State has developed a unified solar photovoltaic permitting process designed to streamline municipal permitting which will reduce costs for solar projects and support the growth of clean energy jobs across the state; and

**WHEREAS**, the City of Albany is desirous of participating in the unified permitting process, thereby increasing the City's eligibility for various incentives and grants through the New York State Energy Research and Development Authority (NYSERDA).

**NOW, THEREFORE, BE IT RESOLVED**, that the Common Council of the City of Albany hereby adopts the New York State Unified Solar Permit as attached hereto.

**BE IT FURTHER RESOLVED**, that the Common Council authorizes the Department of Planning and Development to apply to NYSERDA for funding under the Cleaner, Greener Communities Program, Phase II Implementation Grant for the adoption of the United Solar Permit Application.

**RESOLVED**, that this resolution shall take effect immediately.

**To:** Nala Woodard, City Clerk  
**From:** Patrick K. Jordan, Deputy Corporation Counsel  
**Re:** Request for Common Council Legislation  
Supporting Memorandum  
**Date:** March 11, 2016

**RESOLUTION NUMBER 26.32.16R**

**TITLE**

A RESOLUTION OF THE COMMON COUNCIL ADOPTING THE NEW YORK STATE  
UNIFIED SOLAR PERMIT

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**GENERAL PURPOSE OF LEGISLATION**

Adoption of standardized permitting processes to allow the City to regulate, permit and assist  
development in the growing solar industry. Adoption of the NYSERDA standard permit will also  
allow the City to apply for grant monies from the State. Grants are available for communities to  
adopt streamlined permitting processes or other ordinances for solar electric systems. Total award  
amounts for this grant are up to \$10,000.

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**NECESSITY FOR LEGISLATION AND ANY CHANGE TO EXISTING LAW**

N/A

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**EXPLANATION OF DEADLINE OR REQUESTED TIME FRAME FOR PASSAGE**

Before Earth Day, which is April 22, 2016.

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**SPECIFICS OF BIDDING OR OTHER PROCUREMENT PROCESS (if applicable)**

N/A

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**SPECIFICS OF REAL PROPERTY SALE OR ACQUISITION (if applicable)**

N/A

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**FISCAL IMPACT(S)**

A representative from Buildings and Regulatory Compliance is available to discuss the request at the  
Council's convenience.

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